

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
Transition Plan Filed Pursuant to Senate Bill 390.	)	ORDER NO. 5986u

**ORDER ON RECONSIDERATION**

On June 27, 2001 the Montana Public Service Commission (Commission) issued Order No. 5986t, Order on Commission Authority and Montana Power Company Obligations Pursuant to the Electric Utility Industry and Customer Choice Act (Act), in this docket. On July 18, 2001 Montana Power Company (MPC) filed a Motion for Reconsideration of Order No. 5986t. On August 2, 2001, at a scheduled work session, the Commission acted on the motion.

Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

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**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

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**Conclusions of Law**

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**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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Conclusions of Law

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Order

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Conclusions of Law

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ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
Transition Plan Filed Pursuant to Senate Bill 390.	)	ORDER NO. 5986u

**ORDER ON RECONSIDERATION**

On June 27, 2001 the Montana Public Service Commission (Commission) issued Order No. 5986t, Order on Commission Authority and Montana Power Company Obligations Pursuant to the Electric Utility Industry and Customer Choice Act (Act), in this docket. On July 18, 2001 Montana Power Company (MPC) filed a Motion for Reconsideration of Order No. 5986t. On August 2, 2001, at a scheduled work session, the Commission acted on the motion.

Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

---

GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.



Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
Transition Plan Filed Pursuant to Senate Bill 390.	)	ORDER NO. 5986u

**ORDER ON RECONSIDERATION**

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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.



Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.



Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
Transition Plan Filed Pursuant to Senate Bill 390.	)	ORDER NO. 5986u

**ORDER ON RECONSIDERATION**

On June 27, 2001 the Montana Public Service Commission (Commission) issued Order No. 5986t, Order on Commission Authority and Montana Power Company Obligations Pursuant to the Electric Utility Industry and Customer Choice Act (Act), in this docket. On July 18, 2001 Montana Power Company (MPC) filed a Motion for Reconsideration of Order No. 5986t. On August 2, 2001, at a scheduled work session, the Commission acted on the motion.

**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
Transition Plan Filed Pursuant to Senate Bill 390.	)	ORDER NO. 5986u

**ORDER ON RECONSIDERATION**

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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.



Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE:        You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

---

GARY FELAND, Chairman

---

JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

---

BOB ANDERSON, Commissioner

---

MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

---

BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.

Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
Transition Plan Filed Pursuant to Senate Bill 390.	)	ORDER NO. 5986u

**ORDER ON RECONSIDERATION**

On June 27, 2001 the Montana Public Service Commission (Commission) issued Order No. 5986t, Order on Commission Authority and Montana Power Company Obligations Pursuant to the Electric Utility Industry and Customer Choice Act (Act), in this docket. On July 18, 2001 Montana Power Company (MPC) filed a Motion for Reconsideration of Order No. 5986t. On August 2, 2001, at a scheduled work session, the Commission acted on the motion.

Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

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Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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Voting to Dissent on Decision #2

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BOB ROWE, Commissioner  
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ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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BOB ROWE, Commissioner  
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ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review in this matter. Judicial review may be obtained by filing a petition for review within thirty (30) days of the service of this order. Section 2-4-702, MCA.



Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

\* \* \* \* \*

IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**ORDER ON RECONSIDERATION**

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Decision

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
Approval of its Electric Utility Restructuring	)	DOCKET NO. D97.7.90
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

DONE AND DATED this 2nd day of August, 2001, by a vote of 3-2 on decision number 1 and by a vote of 4-1 on decision number 2.

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
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BOB ROWE, Commissioner  
Voting to Dissent on Decision #1

ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

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GARY FELAND, Chairman

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JAY STOVALL, Vice Chairman,  
Voting to Dissent on Decision #2

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BOB ANDERSON, Commissioner

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MATT BRAINARD, Commissioner  
Voting to Dissent on Decision #1

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BOB ROWE, Commissioner  
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ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MONTANA

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IN THE MATTER of the Application of	)	UTILITY DIVISION
MONTANA POWER COMPANY for	)	
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**Decision**

The Commission 1) voted to reconsider Order No. 5986t, but 2) declined to change or modify the order. ARM 38.2.4806. The arguments made by MPC in its motion have previously been considered by the Commission and do not support changing Order No. 5986t.

**Conclusions of Law**

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

**Order**

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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Service Date: August 8, 2001

DEPARTMENT OF PUBLIC SERVICE REGULATION  
BEFORE THE PUBLIC SERVICE COMMISSION  
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IN THE MATTER of the Application of	)	UTILITY DIVISION
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Decision

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Conclusions of Law

Persons with standing may request reconsideration of Commission orders. ARM 38.2.4806.

Order

MPC's motion to reconsider Order No. 5986t is granted. MPC's motion to change or modify Order No. 5986t is denied. On its own motion the Commission waives ARM 38.2.4806(6) and considers this order final for purposes of appeal. The Commission considers the entry of ruling to be the service date of this order.

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ATTEST:

Rhonda J. Simmons  
Commission Secretary

(SEAL)

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